

ORDINANCE
AMENDING THE CODE OF ORDINANCES OF NEW ALBANY, INDIANA
TITLE XV CHAPTER 156
(Docket P-06-08: New Albany Ford Tractor)

BE IT ORDAINED by the Common Council of the City of New Albany, Indiana, under the authority of Chapter 147, Acts of 1947, and all acts amendatory thereto, of the General Assembly of the State of Indiana, that the above-referenced Title and Chapter of the Code of Ordinances of New Albany, Indiana, be and the same is hereby amended as follows:

Section 1. That the following parcel described as follows:

LEGAL DESCRIPTION
Exhibit A, attached,

be changed from Planned Unit Development District (Dockets P-1-97/P-02-04) to Planned Unit Development District (PUDD) Docket P-06-08 to permit a storage building in accordance with **EXHIBIT B** attached; and

Section 2. The land use in this PUDD shall be limited to a storage building.

Section 3. The Planned Unit Development District (PUDD) shall be developed in conformance with the PUDD Plan, said plan dated February 28, 2008 which was given a favorable recommendation at the March 18, 2008 New Albany City Plan Commission meeting as per **EXHIBIT B**, attached, subject to the following conditions/modifications:

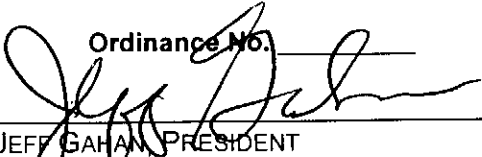
- 1) There shall be no electric or plumbing services to the storage building.
- 2) The PUDD Secondary Review Plan shall be subject to review and approval by the New Albany Fire Prevention Bureau.
- 3) The applicants shall submit a schedule for cleaning up the property of outside storage in the rear portion of the site. The schedule shall be presented to the Plan Commission for consideration at the PUDD Secondary Review phase.
- 4) The building shall meet the Special Flood Hazard Area requirements of the *Zoning Code*.
- 5) Additional landscaping shall be required along the southwest corner of the site, where the new building will abut an existing single-family residence.

Section 4. No permits shall be issued in this PUDD until and unless a Secondary Review Plan for the Planned Unit Development District (PUDD) is approved by the Plan Commission. Such Secondary Review Plan shall be consistent with the Planned Unit Development District (PUDD) Plan (**EXHIBIT B**, attached).

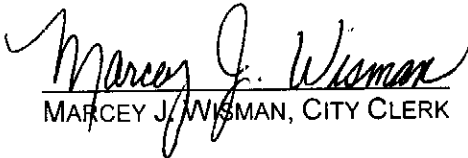
Section 5. This Ordinance shall be in full force and effect from and after its passage by the Common Council of the City of New Albany, Indiana.

PASSED and **ADOPTED** by the Common Council of the City of New Albany, Indiana, this _____ day of _____, 2008.

Bill No. Z-08- 04

Ordinance No.

JEFF GAHAN, PRESIDENT
COMMON COUNCIL CITY OF NEW ALBANY

ATTEST:


MARCEY J. WISMAN, CITY CLERK